

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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TRUSTEES OF THE BRICKLAYERS &  
ALLIED CRAFTWORKERS LOCAL 13  
DEFINED CONTRIBUTION PENSION  
TRUST FUND, et al.,

Plaintiff(s),

v.

TWIN CITY TILE, INC., et al.,

Defendant(s).

Case No. 2:05-CV-1103 JCM (VCF)

ORDER

Presently before the court is plaintiffs Trustees of the Bricklayers & Allied Craftworkers Local 13 Defined Contribution Pension Trust Fund, et al.'s ("Bricklayers") motion for entry of judgment nunc pro tunc. (Doc. # 42). Responses in opposition were due by March 15, 2015. No responses in opposition have been filed.

A court in this district initially entered a default judgment against defendant on March 8, 2007.<sup>1</sup> Plaintiffs filed their affidavit of renewal of default judgment on March 5, 2013, which this court granted on April 12, 2013. (Doc. # 38).

Plaintiffs now request that the 2007 order granting their motion for default judgment against defendants Twin City Tile, Inc.; William Wren; and Howard Illingworth (doc. # 29) be entered as a separate document pursuant to Federal Rules of Civil Procedure 58(a) and (d).

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<sup>1</sup> The order was entered by District Judge Brian Sandoval on March 8, 2007. (Doc. # 29). On March 12, 2013, then-Chief Judge Robert C. Jones ordered the case reassigned to Judge James C. Mahan for all further proceedings. (Doc. # 37).

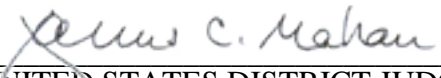
1 Pursuant to Local Rule 7-2, an opposing party must file points and authorities in response  
2 to a motion. *See* LR IB 7-2(d). Failure to file a timely response constitutes the party's consent to  
3 the granting of the motion. *See id.*

4 Based on Federal Rules of Civil Procedure 58(a) and (d), and in light of defendants' failure  
5 to respond, the court finds it appropriate to grant plaintiffs' motion.

6 Accordingly,

7 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED plaintiffs Trustees of the  
8 Bricklayers & Allied Craftworkers Local 13 Defined Contribution Pension Trust Fund, et al.'s  
9 motion for entry of judgment nunc pro tunc (doc. # 42) be, and the same hereby is, GRANTED.  
10 The clerk of court shall enter judgment accordingly nunc pro tunc in a separate document as  
11 directed by Federal Rule of Civil Procedure 58.

12 DATED April 2, 2015.

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14 UNITED STATES DISTRICT JUDGE